Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 1 of 24

| B1 (Official   | Form 1)(1/  | 08)                       |  |  |                                    | oarriorr   |                                      | igo ± o  |   |                 |                                       |  |
|--|---|---------------------------|--|--|------------------------------------|--|--------------------------------------|--|---|-----------------|---------------------------------------|--|
|  | United States Bankruptcy<br>Northern District of Illino |                           |  |  |                                    |  |                                      | ,  |   |                 | Vo                                    | oluntary Petition                                      |
|  | ebtor (if ind<br>Carlos G                               |                           | er Last, First                                   | , Middle):   |                                    |  | Nam                                  | e of Joint D   | ebtor (Spouse                           | e) (Last, First | , Middle):                            |  |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): |   |                           |  |  |                                    |  |                                      | used by the I, maiden, and   |   |                 | 8 years                               |  |
| Last four dig  | one, state all)   | Sec. or Indi              | vidual-Taxp                                      | ayer I.D. (  | (ITIN) No./                        | Complete E                                       | IN Last                              | four digits ore than one,  | of Soc. Sec. or state all)              | r Individual-   | Taxpayer                              | I.D. (ITIN) No./Complete E                             |
| Street Addre   | ess of Debto<br>ver Lane                                | *                         | Street, City,                                    | and State)   | ):                                 | ZIP Code   |                                      | t Address of   | f Joint Debtor                          | (No. and St     | reet, City,                           | and State):  |
|  |   |                           |  |  |                                    | 60140  |                                      |  |   |                 |                                       |  |
| Kane   |   |                           | cipal Place o                                    |  |                                    |  |                                      | •  | ence or of the                          | •               |                                       |  |
| Mailing Add  | dress of Deb  | otor (if diffe            | rent from str                                    | eet addres   | ss):                               |  | Mail                                 | ng Address   | of Joint Debt                           | tor (if differe | ent from st                           | reet address):   |
|  |   |                           |  |  | _                                  | ZIP Code   | :                                    |  |   |                 |                                       | ZIP Code   |
| Location of  | Dringing! A   | ceate of Rue              | inace Dahto                                      | r  |                                    |  |                                      |  |   |                 |                                       |  |
| (if different  |   |                           |  | •  |                                    |  |                                      |  |   |                 |                                       |  |
|  |   | f Debtor                  |  |  |                                    | of Business                                      |                                      | Chapter of Bankruptcy Code Under Which   |   |                 |                                       |  |
|  |   | organization) one box)    |  | ☐ Hea  | Checi<br>Ith Care Bu               | one box) siness                                  |                                      | the Petition is Filed (Check one box)  Chapter 7   |   |                 |                                       |  |
| Individu   | ıal (includes   | Joint Debte               | ors)   |  | gle Asset Ro<br>1 U.S.C. §         | eal Estate as                                    | defined                              | efined Chapter 9 Chapter 15 Petition for Reco  |   |                 |                                       |  |
|  | ibit D on pa  | -                         | •  | ☐ Rail   | lroad                              | 101 (812)  |                                      | ☐ Chapter 11 of a Foreign Main Proceeding ☐ Chapter 12 ☐ Chapter 15 Petition for Recognition |   |                 | C                                     |  |
| Corpora  |   | es LLC and                | LLP)   |  | ckbroker<br>nmodity Br             | oker   |                                      | ☐ Chap   |   | _               |                                       | Nonmain Proceeding                                     |
| ☐ Partners   | 1   | one of the a              | hova antitias                                    |  | aring Bank                         |  |                                      | Nature of Debts  |   |                 |                                       |  |
|  | s box and stat  |                           |  | Tax-Exempt Entity  |                                    |  | ,                                    |  |   |                 | k one box)                            | S  |
| (€ □ Debtor under 1  |   |                           |  | (Check box, if applicable)  Debtor is a tax-exempt organiz under Title 26 of the United Stacode (the Internal Revenue Co |                                    |  | define                               | are primarily co<br>d in 11 U.S.C. §<br>red by an indivi<br>onal, family, or                 | § 101(8) as<br>idual primarily          | y for           | ☐ Debts are primarily business debts. |  |
| _  |   | _                         | ee (Check o                                      | ne box)  |                                    |  |                                      | k one box:   |   | Chapter 11      |                                       |  |
| Full Fili  | •   |                           |  |  |                                    |  |                                      |  |   |                 |                                       | in 11 U.S.C. § 101(51D).<br>ned in 11 U.S.C. § 101(51D |
| attach si  | gned applic   | ation for the             | nents (applic<br>e court's con<br>astallments. I | sideration   | certifying t                       | hat the deb                                      |                                      | Debtor's   | aggregate nor<br>s or affiliates)       |                 |                                       | debts (excluding debts owe                             |
|  |   |                           | plicable to c                                    |  |                                    |  |                                      | k all applica  | able boxes:                             |                 |                                       |  |
| attach signed application for the court's consideration. See Official Form 3B.                     |   |                           |  |  | Acceptan                           | being filed w<br>ces of the pla<br>creditors, in | n were solici                        | ited prepet<br>with 11 U.  | tition from one or more S.C. § 1126(b). |                 |                                       |  |
| Statistical/A  |   |                           | a <b>tion</b><br>l be available                  | e for distri   | bution to u                        | nsecured cr                                      | editors                              |  |   | THIS            | S SPACE IS                            | S FOR COURT USE ONLY                                   |
| ■ Debtor e   | estimates tha   | at, after any             | exempt prop<br>for distribut                     | erty is ex   | cluded and                         | administrat                                      |                                      | ses paid,  |   |                 |                                       |  |
| Estimated N  | umber of C  | reditors                  |  |  |                                    |  |                                      |  |   | ]               |                                       |  |
| 1-<br>49   | 50-<br>99   | 100-<br>199               | 200-<br>999                                      | 1,000-<br>5,000  | 5,001-<br>10,000                   | 10,001-<br>25,000                                | 25,001-<br>50,000                    | 50,001-<br>100,000   | OVER<br>100,000                         |                 |                                       |  |
| Estimated A  | Assets  |                           | П  | П  | П                                  | П  | П                                    | П  |   | ]               |                                       |  |
| \$0 to<br>\$50,000   | \$50,001 to<br>\$100,000                                | \$100,001 to<br>\$500,000 | \$500,001<br>to \$1<br>million                   | \$1,000,001<br>to \$10<br>million  | \$10,000,001<br>to \$50<br>million | \$50,000,001<br>to \$100<br>million              | \$100,000,00<br>to \$500<br>million  | 1 \$500,000,000<br>to \$1 billion  | More than                               |                 |                                       |  |
| Estimated L  \$0 to \$50,000   | \$50,001 to<br>\$100,000                                | \$100,001 to<br>\$500,000 | \$500,001<br>to \$1<br>million                   | \$1,000,001<br>to \$10<br>million  | \$10,000,001<br>to \$50<br>million | \$50,000,001<br>to \$100<br>million              | \$100,000,000<br>to \$500<br>million | 1 \$500,000,000<br>to \$1 billion  |   |                 |                                       |  |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 2 of 24

| B1 (Official For                        | m 1)(1/08)   | Page 2 01 24   | Page 2                              |  |  |
|---|--|--|-------------------------------------|--|--|
| Voluntar                                | y Petition   | Name of Debtor(s):   |                                     |  |  |
| (This page mu                           | st be completed and filed in every case)   | Garcia, Carlos G.  |                                     |  |  |
| ,, I                                    | All Prior Bankruptcy Cases Filed Within Last   | t 8 Years (If more than two, attach a  | dditional sheet)                    |  |  |
| Location<br>Where Filed:                | - None -   | Case Number:   | Date Filed:                         |  |  |
| Location<br>Where Filed:                |  | Case Number:   | Date Filed:                         |  |  |
| Pe                                      | nding Bankruptcy Case Filed by any Spouse, Partner, or   | Affiliate of this Debtor (If more tha  | n one, attach additional sheet)     |  |  |
| Name of Debt<br>- None -                | or:  | Case Number:   | Date Filed:                         |  |  |
| District:                               |  | Relationship:  | Judge:                              |  |  |
|   | Exhibit A  |  | xhibit B                            |  |  |
| forms 10K a pursuant to S and is reques | eleted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission Section 13 or 15(d) of the Securities Exchange Act of 1934 sting relief under chapter 11.) | (To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). |                                     |  |  |
| ☐ Exhibit                               | A is attached and made a part of this petition.  | X /s/ Gerardo Badiano Signature of Attorney for Debtor( Gerardo Badiano  | July 24, 2008 s) (Date)             |  |  |
|   | Exh  | ibit C   |                                     |  |  |
|   | or own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.  | pose a threat of imminent and identifiab   | le harm to public health or safety? |  |  |
|   | Exh  | nibit D  |                                     |  |  |
| _                                       | leted by every individual debtor. If a joint petition is filed, ea<br>D completed and signed by the debtor is attached and made<br>nt petition:  | •  | a separate Exhibit D.)              |  |  |
|   | D also completed and signed by the joint debtor is attached a  | and made a part of this petition.  |                                     |  |  |
|   | Information Regardin   | ng the Debtor - Venue  |                                     |  |  |
| _                                       | (Check any ap  | -  |                                     |  |  |
|   | Debtor has been domiciled or has had a residence, princip<br>days immediately preceding the date of this petition or for   |  |                                     |  |  |
|   | There is a bankruptcy case concerning debtor's affiliate, go   | eneral partner, or partnership pending   | g in this District.                 |  |  |
|   |  |  |                                     |  |  |
|   | Certification by a Debtor Who Reside   |  | rty                                 |  |  |
|   | (Check all app<br>Landlord has a judgment against the debtor for possession  |  | , complete the following.)          |  |  |
|   | (Name of landlord that obtained judgment)  |  |                                     |  |  |
|   | (  |  |                                     |  |  |
|   |  |  |                                     |  |  |
|   |  |  |                                     |  |  |
|   | (Address of landlord)  |  |                                     |  |  |
|   | Debtor claims that under applicable nonbankruptcy law, the entire monetary default that gave rise to the judgment  |  |                                     |  |  |
|   | Debtor has included in this petition the deposit with the coafter the filing of the petition.  |  | •                                   |  |  |
|   | Debtor certifies that he/she has served the Landlord with the  | his certification. (11 U.S.C. § 362(1))  |                                     |  |  |

Page 3 of 24

## B1 (Official Form 1)(1/08) **Voluntary Petition**

(This page must be completed and filed in every case)

## Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

## X /s/ Carlos G. Garcia

Signature of Debtor Carlos G. Garcia

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

July 24, 2008

Date

## Signature of Attorney\*

### X /s/ Gerardo Badiano

Signature of Attorney for Debtor(s)

### Gerardo Badiano 6230754

Printed Name of Attorney for Debtor(s)

### Vasquez & Badiano

Firm Name

20063 N. Rand Road Palatine, IL 60074

Address

# Email: gbadiano@vblegal.com

(847) 991-5800 Fax: (847) 991-3151

Telephone Number

July 24, 2008

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

## Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Garcia, Carlos G.

### Signatures

### Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

## Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 4 of 24

Official Form 1, Exhibit D (10/06)

# **United States Bankruptcy Court Northern District of Illinois**

| In re | Carlos G. Garcia |           | Case No. |   |
|-------|------------------|-----------|----------|---|
|       |                  | Debtor(s) | Chapter  | 7 |

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 5 of 24

## Official Form 1, Exh. D (10/06) - Cont.

| ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable            |
|---|
| statement.] [Must be accompanied by a motion for determination by the court.]                               |
| ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental           |
| deficiency so as to be incapable of realizing and making rational decisions with respect to financial       |
| responsibilities.);   |
| ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being               |
| unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or |
| through the Internet.);   |
| ☐ Active military duty in a military combat zone.   |
| ☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling        |
| requirement of 11 U.S.C. § 109(h) does not apply in this district.  |

I certify under penalty of perjury that the information provided above is true and correct.

| Signat | ure of Debtor: | /s/ Carlos G. Garcia |  |
|--------|----------------|----------------------|--|
|        | _              | Carlos G. Garcia     |  |
| Date:  | July 24, 2008  |                      |  |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 6 of 24

B6 Summary (Official Form 6 - Summary) (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

| In re | Carlos G. Garcia |        | Case No. |   |  |
|-------|------------------|--------|----------|---|--|
|       |                  | Debtor | ,        |   |  |
|       |                  |        | Chapter  | 7 |  |
|       |                  |        | •        |   |  |

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

| NAME OF SCHEDULE  | ATTACHED<br>(YES/NO) | NO. OF<br>SHEETS | ASSETS            | LIABILITIES | OTHER    |
|---|----------------------|------------------|-------------------|-------------|----------|
| A - Real Property   | Yes                  | 1                | 180,000.00        |             |          |
| B - Personal Property   | Yes                  | 3                | 6,369.87          |             |          |
| C - Property Claimed as Exempt  | Yes                  | 1                |                   |             |          |
| D - Creditors Holding Secured Claims  | Yes                  | 1                |                   | 188,728.32  |          |
| E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E) | Yes                  | 1                |                   | 0.00        |          |
| F - Creditors Holding Unsecured<br>Nonpriority Claims                           | Yes                  | 2                |                   | 31,843.62   |          |
| G - Executory Contracts and<br>Unexpired Leases                                 | Yes                  | 1                |                   |             |          |
| H - Codebtors   | Yes                  | 1                |                   |             |          |
| I - Current Income of Individual<br>Debtor(s)                                   | Yes                  | 2                |                   |             | 2,374.23 |
| J - Current Expenditures of Individual Debtor(s)                                | Yes                  | 1                |                   |             | 2,985.00 |
| Total Number of Sheets of ALL Schedu  | ıles                 | 14               |                   |             |          |
|   | T                    | otal Assets      | 186,369.87        |             |          |
|   |                      |                  | Total Liabilities | 220,571.94  |          |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 7 of 24

Form 6 - Statistical Summary (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

| In re | Carlos G. Garcia |        | Case No |   |  |
|-------|------------------|--------|---------|---|--|
| _     |                  | Debtor | -,      |   |  |
|       |                  |        | Chapter | 7 |  |

## STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

| Type of Liability   | Amount |
|---|--------|
| Domestic Support Obligations (from Schedule E)  | 0.00   |
| Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)  | 0.00   |
| Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed) | 0.00   |
| Student Loan Obligations (from Schedule F)  | 0.00   |
| Domestic Support, Separation Agreement, and Divorce Decree<br>Obligations Not Reported on Schedule E                | 0.00   |
| Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)                           | 0.00   |
| TOTAL   | 0.00   |

### State the following:

| Average Income (from Schedule I, Line 16)  | 2,374.23 |
|--|----------|
| Average Expenses (from Schedule J, Line 18)  | 2,985.00 |
| Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20) | 2,662.66 |

### State the following:

|  |      | _         |
|--|------|-----------|
| Total from Schedule D, "UNSECURED PORTION, IF ANY"     column              |      | 8,728.32  |
| 2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column             | 0.00 |           |
| 3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column |      | 0.00      |
| 4. Total from Schedule F   |      | 31,843.62 |
| 5. Total of non-priority unsecured debt (sum of 1, 3, and 4)               |      | 40,571.94 |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 8 of 24

B6A (Official Form 6A) (12/07)

| In re | Carlos G. Garcia | Case No |
|-------|------------------|---------|
| _     |                  | Debtor  |

## SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

| 862 Clover Lane<br>Pingree Grove. IL 60140 | Fee simple                                 | -   | 180,000.00   | 187,366.56                 |
|--|--|---|--|----------------------------|
| Description and Location of Property       | Nature of Debtor's<br>Interest in Property | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in<br>Property, without<br>Deducting any Secured<br>Claim or Exemption | Amount of<br>Secured Claim |

Sub-Total > **180,000.00** (Total of this page)

Total > **180,000.00** 

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 9 of 24

B6B (Official Form 6B) (12/07)

| In re | Carlos G. Garcia | , C    | ase No |
|-------|------------------|--------|--------|
|       |                  | Dahtor |        |

## SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

|     | Type of Property  | N<br>O<br>N<br>Description and Lo<br>E | cation of Property | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>Secured Claim or Exemption |
|-----|---|--|--------------------|---|---|
| 1.  | Cash on hand  | Cash                                   |                    | -   | 100.00  |
| 2.  | Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives. | Checking Account                       |                    | -   | 1,019.87  |
| 3.  | Security deposits with public utilities, telephone companies, landlords, and others.  | X                                      |                    |   |   |
| 4.  | Household goods and furnishings, including audio, video, and computer equipment.  | Furniture                              |                    | -   | 450.00  |
| 5.  | Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.  | Books and Cds                          |                    | -   | 100.00  |
| 6.  | Wearing apparel.  | Clothing                               |                    | -   | 200.00  |
| 7.  | Furs and jewelry.   | x                                      |                    |   |   |
| 8.  | Firearms and sports, photographic, and other hobby equipment.   | x                                      |                    |   |   |
| 9.  | Interests in insurance policies.<br>Name insurance company of each<br>policy and itemize surrender or<br>refund value of each.  | X                                      |                    |   |   |
| 10. | Annuities. Itemize and name each issuer.  | X                                      |                    |   |   |
|     |   |  |                    |   |   |

Sub-Total > 1,8 (Total of this page)

1,869.87

**<sup>2</sup>** continuation sheets attached to the Schedule of Personal Property

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Page 10 of 24 Document

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

| In re | Carlos G. Garcia | Case No |
|-------|------------------|---------|
|       |                  | •       |

Debtor

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

|     | Type of Property  | N<br>O<br>N<br>E | Description and Location of Property | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>Secured Claim or Exemption |
|-----|---|------------------|--------------------------------------|---|---|
| 11. | Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).) | X                |                                      |   |   |
| 12. | Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.   | X                |                                      |   |   |
| 13. | Stock and interests in incorporated and unincorporated businesses. Itemize.   | X                |                                      |   |   |
| 14. | Interests in partnerships or joint ventures. Itemize.   | X                |                                      |   |   |
| 15. | Government and corporate bonds and other negotiable and nonnegotiable instruments.  | X                |                                      |   |   |
| 16. | Accounts receivable.  | X                |                                      |   |   |
| 17. | Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.  | X                |                                      |   |   |
| 18. | Other liquidated debts owed to debtor including tax refunds. Give particulars.  | X                |                                      |   |   |
| 19. | Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.  | X                |                                      |   |   |
| 20. | Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.  | X                |                                      |   |   |
| 21. | Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.  | X                |                                      |   |   |
|     |   |                  | (To                                  | Sub-Tota<br>otal of this page)              | al > 0.00   |

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 11 of 24

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

| In re  | Carlos G. Garcia | Case No.  |
|--------|------------------|-----------|
| 111 10 | Carlos G. Carcia | Case 110. |

Debtor

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

|     | Type of Property  | N<br>O<br>N<br>E | Description and Location of Property | Husband,<br>Wife,<br>Joint, or<br>Community | Current Value of<br>Debtor's Interest in Property,<br>without Deducting any<br>Secured Claim or Exemption |
|-----|---|------------------|--------------------------------------|---|---|
| 22. | Patents, copyrights, and other intellectual property. Give particulars.   | Х                |                                      |   |   |
| 23. | Licenses, franchises, and other general intangibles. Give particulars.  | X                |                                      |   |   |
| 24. | Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes. | X                |                                      |   |   |
| 25. | Automobiles, trucks, trailers, and other vehicles and accessories.  | Sa               | aturn-View 2003 Silver Color         | -   | 4,500.00  |
| 26. | Boats, motors, and accessories.   | X                |                                      |   |   |
| 27. | Aircraft and accessories.   | X                |                                      |   |   |
| 28. | Office equipment, furnishings, and supplies.  | X                |                                      |   |   |
| 29. | Machinery, fixtures, equipment, and supplies used in business.  | X                |                                      |   |   |
| 30. | Inventory.  | X                |                                      |   |   |
| 31. | Animals.  | X                |                                      |   |   |
| 32. | Crops - growing or harvested. Give particulars.   | X                |                                      |   |   |
| 33. | Farming equipment and implements.   | X                |                                      |   |   |
| 34. | Farm supplies, chemicals, and feed.   | X                |                                      |   |   |
| 35. | Other personal property of any kind not already listed. Itemize.  | X                |                                      |   |   |

Sub-Total > (Total of this page)

4,500.00

Total >

6,369.87

Sheet **2** of **2** continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 12 of 24

B6C (Official Form 6C) (12/07)

| In re | Carlos G. Garcia |      | Case No. |  |
|-------|------------------|------|----------|--|
|       |                  | D 14 | =/       |  |

Debtor

## SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

| Check one box)  11 U.S.C. \$522(b)(2)  11 U.S.C. \$522(b)(3) | \$136,875.                              | laims a homestead ex             | xemption that exceeds                                       |
|--|---|----------------------------------|---|
| Description of Property                                      | Specify Law Providing<br>Each Exemption | Value of<br>Claimed<br>Exemption | Current Value of<br>Property Without<br>Deducting Exemption |

| Description of Property   | Each Exemption                                   | Claimed<br>Exemption | Property Without Deducting Exemption |
|---|--|----------------------|--------------------------------------|
| Cash on Hand<br>Cash  | 735 ILCS 5/12-1001(b)                            | 100.00               | 100.00                               |
| Checking, Savings, or Other Financial Accounts, C                               | certificates of Deposit<br>735 ILCS 5/12-1001(b) | 1,019.87             | 1,019.87                             |
| Household Goods and Furnishings<br>Furniture                                    | 735 ILCS 5/12-1001(b)                            | 450.00               | 450.00                               |
| Books, Pictures and Other Art Objects; Collectible Books and Cds                | <u>s</u><br>735 ILCS 5/12-1001(a)                | 100.00               | 100.00                               |
| Wearing Apparel<br>Clothing   | 735 ILCS 5/12-1001(a)                            | 200.00               | 200.00                               |
| Automobiles, Trucks, Trailers, and Other Vehicles Saturn-View 2003 Silver Color | 735 ILCS 5/12-1001(c)                            | 2,400.00             | 4,500.00                             |

Total: 4,269.87 6,369.87

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 13 of 24

B6D (Official Form 6D) (12/07)

| In re | Carlos G. Garcia | Case No. |
|-------|------------------|----------|
|       |                  |          |
|       |                  | Debtor   |

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Unliquidated". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)                                       | C O D E B T O R | J<br>H<br>H | sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN | CONTINGEN | LUGDLC           | SPUTED | AMOUNT OF<br>CLAIM<br>WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
|--|-----------------|-------------|--|-----------|------------------|--------|--|---------------------------------|
| Account No. 4165 445 862008  Cambridge Lakes Community Assoc. c/o Foster Premier, Inc. 750 W. Lake Cook Road, #190 Buffalo Grove, IL 60089 |                 | _           | 2007-2008  Homeowner's Association  862 Clover Lane Hampshire, IL 60140  | T         | A<br>T<br>E<br>D |        |  |                                 |
| ,  |                 |             | Value \$ 180,000.00  |           |                  |        | 368.00   | 368.00                          |
| Account No. 4165 475 86202  Cambridge Lakes Townhome HOA #2 c/o Foster Premier, Inc. 750 W. Lake Cook Road, #190 Buffalo Grove, IL 60089   |                 | -           | 2007-2008  Homeowner's Association  862 Clover Lane Hamshire, IL 60140   |           |                  |        |  |                                 |
| Account No. <b>20090387</b>  | -               |             | Value \$ 180,000.00<br>06/12/2006  |           |                  |        | 993.76   | 993.76                          |
| OCWEN Loan Servicing, LLC<br>P.O. Box 785057<br>Orlando, FL 32878-5057   |                 | -           | First Mortgage<br>862 Clover Lane<br>Pingree Grove, IL 60140   |           |                  |        |  |                                 |
|  | ┸               |             | Value \$ 180,000.00  |           |                  |        | 149,428.60   | 0.00                            |
| Account No. 0020090379  Ocwen Loan Servicing,LLC P.O. Box 785056  Orlando, FL 32878-5056   |                 | -           | 06/12/08 Second Mortgage 862 Clover Lane Pingree Grove, IL 60140   |           |                  |        |  |                                 |
|  |                 |             | Value \$ 180,000.00  |           |                  |        | 37,937.96  | 7,366.56                        |
| continuation sheets attached   |                 |             | (Total of  | Subt      |                  |        | 188,728.32   | 8,728.32                        |
|  |                 |             | (Report on Summary of S  |           | ota<br>lule      |        | 188,728.32   | 8,728.32                        |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 14 of 24

B6E (Official Form 6E) (12/07)

| •     |                  |             |
|-------|------------------|-------------|
| In re | Carlos G. Garcia | Case No     |
| -     |                  | ,<br>Debtor |

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

| Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. |
|--|
| ■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.  |
| TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)  |
| ☐ Domestic support obligations   |
| Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relati of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).  |
| ☐ Extensions of credit in an involuntary case  |
| Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of trustee or the order for relief. 11 U.S.C. § 507(a)(3).  |
| ☐ Wages, salaries, and commissions   |
| Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sale representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).                                      |
| ☐ Contributions to employee benefit plans  |
| Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of busine whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).  |
| ☐ Certain farmers and fishermen  |
| Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).   |
| ☐ Deposits by individuals  |
| Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).   |
| ☐ Taxes and certain other debts owed to governmental units   |
| Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).  |
| ☐ Commitments to maintain the capital of an insured depository institution   |
| Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federa Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).  |
| ☐ Claims for death or personal injury while debtor was intoxicated   |
| Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).   |
|  |

<sup>\*</sup> Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 15 of 24

B6F (Official Form 6F) (12/07)

| In re | Carlos G. Garcia | Case No. |
|-------|------------------|----------|
|       |                  | Debtor , |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

| CREDITOR'S NAME,   | CO     | Hu          | sband, Wife, Joint, or Community | CO          | U           | D      |   |                 |
|--|--------|-------------|----------------------------------|-------------|-------------|--------|---|-----------------|
| MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)                     | DEBTOR | C<br>A<br>H |                                  | ONF - NG EN | UNL-QU-DAH  | SPUTED | 3 | AMOUNT OF CLAIM |
| Account No. 5178-0520-5426-6941  |        |             | 2008<br>Credit Card              | T           | T<br>E<br>D |        |   |                 |
| Capital One Bank<br>P.O. Box 5155<br>Norcross, GA 30091  |        | -           |                                  |             |             |        |   | 852.00          |
| Account No. <b>6019180394272153</b>  |        | T           | 2007                             | T           | Н           | T      | Ť |                 |
| Care Credit<br>GE Money Bank<br>P.O. Box 981127<br>El Paso, TX 79998-1127                            |        | -           | Credit Card                      |             |             |        |   | 2,268.00        |
| Account No. 4266-8800-3410-0137  Chase Card Member Service P.O. Box 15153                            |        | -           | 2002<br>Credit Card              |             |             |        |   |                 |
| Wilmington, DE 19886-5153  |        |             |                                  |             |             |        |   | 4,846.78        |
| Account No. 5222-7631-6025-7733  Chase Card Member Services P.O. Box 15153 Wilmington, DE 19886-5153 |        | -           | 1994<br>Credit Card              |             |             |        |   | 7,972.84        |
| continuation sheets attached   |        |             | (Total of t                      | Subt        |             |        | , | 15,939.62       |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 16 of 24

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

| In re | Carlos G. Garcia | Case No. |  |
|-------|------------------|----------|--|
| -     |                  | Debtor   |  |

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

|  | 1.       | 1      |                                   | 1     | 1           | 1.       |                 |
|--|----------|--------|-----------------------------------|-------|-------------|----------|-----------------|
| CREDITOR'S NAME,                               | 0        | Hu     | sband, Wife, Joint, or Community  | 6     | N           | ľ        |                 |
| MAILING ADDRESS                                | CODEBTOR | H<br>W | DATE CLAIM WAS INCURRED AND       | CONTI | L           | DISPUTED |                 |
| INCLUDING ZIP CODE,<br>AND ACCOUNT NUMBER      | В        | J      | CONSIDERATION FOR CLAIM. IF CLAIM | I     | Q           | ۱        | AMOUNT OF CLAIM |
| (See instructions above.)                      | Ö        | c      | IS SUBJECT TO SETOFF, SO STATE.   | NGEN  | Ĭ           | Ė        | AWOUNT OF CLAIM |
|  | K        |        |                                   | N     | D<br>A<br>T | ٦        |                 |
| Account No. 601100753052                       |          |        | 1994                              | Т     | E           |          |                 |
|  | 1        |        | Credit Card                       |       | D           |          |                 |
| Discover Card                                  |          |        |                                   |       |             |          |                 |
| P.O. BOX 30395                                 |          | -      |                                   |       |             |          |                 |
| Salt Lake City, UT 84130-0395                  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          | 5,822.00        |
|  | _        | _      |                                   |       |             | L        | 0,022.00        |
| Account No.                                    |          |        | 2007                              |       |             |          |                 |
|  | 1        |        | Personal Loan                     |       |             |          |                 |
| Emma Garcia                                    |          |        |                                   |       |             |          |                 |
| 12 Joslyn Dr.                                  |          | -      |                                   |       |             |          |                 |
| Elgin, IL 60120                                |          |        |                                   |       |             |          |                 |
| g, -= 00 -= 0                                  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          | 2,000.00        |
|  |          |        |                                   |       |             |          | 2,000.00        |
| Account No.                                    |          |        | 2007                              |       |             |          |                 |
|  | 1        |        | Personal Loan                     |       |             |          |                 |
| Jorge Garcia                                   |          |        |                                   |       |             |          |                 |
| 12 Joslyn Dr.                                  |          | -      |                                   |       |             |          |                 |
| Elgin, IL 60120                                |          |        |                                   |       |             |          |                 |
| g, -= 00 -= 0                                  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          | 1,000.00        |
|  |          |        |                                   |       |             |          | 1,000.00        |
| Account No. 5121-0718-6979-4937                |          |        | 1993                              |       |             |          |                 |
|  | 1        |        | Credit Card                       |       |             |          |                 |
| Sears Gold MasterCard                          |          |        |                                   |       |             |          |                 |
| Attention: Bankruptcy                          |          | -      |                                   |       |             |          |                 |
| P.O. Box 6275                                  |          |        |                                   |       |             |          |                 |
| Sioux Falls, SD 57117                          |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          | 7,082.00        |
|  | ┸        |        |                                   |       | L           | L        | 1,002.00        |
| Account No.                                    |          |        |                                   |       |             |          |                 |
|  | 1        |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             |          |                 |
|  |          |        |                                   |       |             | 1        |                 |
|  |          |        |                                   |       |             |          |                 |
| Sheet no1 of _1 sheets attached to Schedule of |          |        | ?                                 | Sub   | tota        | ıl       | 45.004.00       |
| Creditors Holding Unsecured Nonpriority Claims |          |        | (Total of t                       | his   | pas         | ge)      | 15,904.00       |
|  |          |        |                                   |       | -           |          |                 |
|  |          |        |                                   |       | Γota        |          | 31,843.62       |
|  |          |        | (Report on Summary of So          | he    | lule        | es)      | 31,043.02       |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 17 of 24

B6G (Official Form 6G) (12/07)

| In re | Carlos G. Garcia | Case No. |
|-------|------------------|----------|
| _     |                  | Debtor   |

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract. Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 18 of 24

B6H (Official Form 6H) (12/07)

| In re | Carlos G. Garcia | Case No. |
|-------|------------------|----------|
| _     |                  | , Debtor |

## **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 19 of 24

B6I (Official Form 6I) (12/07)

| In re | Carlos G. Garcia |           | Case No. |   |
|-------|------------------|-----------|----------|---|
|       | -                | Debtor(s) |          | - |

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

| Debtor's Marital Status:                               | DEPENDENTS OF D   | EBTOR AND SE | POUSE    |                 |        |
|--|---|--------------|----------|-----------------|--------|
|  | RELATIONSHIP(S):  | AGE(S):      |          |                 |        |
| Single   | None.   |              |          |                 |        |
| Employment:*   | DEBTOR  | <u> </u>     | SPOUSE   |                 |        |
| Occupation   | Personal Banker   |              |          |                 |        |
| Name of Employer                                       | Village Bank & Trust - Midtown                                  |              |          |                 |        |
| How long employed                                      | 3 Years   |              |          |                 |        |
| Address of Employer                                    | 311 S. Arlington Heights Road<br>Arlington Heights, IL 60005    |              |          |                 |        |
| *See Attachment for Addition                           | nal Employment Information                                      |              |          |                 |        |
|  | e or projected monthly income at time case filed)               |              | DEBTOR   |                 | SPOUSE |
|  | , and commissions (Prorate if not paid monthly)                 | \$           | 2,662.66 | \$              | N/A    |
| 2. Estimate monthly overtime                           |   | \$           | 0.00     | \$              | N/A    |
| 3. SUBTOTAL  |   | \$           | 2,662.66 | \$              | N/A    |
| 4. LESS PAYROLL DEDUCTI                                | IONS  |              |          |                 |        |
| a. Payroll taxes and social                            |   | \$           | 257.43   | \$              | N/A    |
| b. Insurance   | rscurry   | Ψ <b>—</b>   | 31.00    | ς <u> </u>      | N/A    |
| c. Union dues  |   | Ψ —          | 0.00     | Ψ —             | N/A    |
| d. Other (Specify):                                    |   | <u> </u>     | 0.00     | \$ <del>-</del> | N/A    |
| u. Other (Specify).                                    |   | \$           | 0.00     | \$ _            | N/A    |
|  |   |              | 200.42   |                 | NI/A   |
| 5. SUBTOTAL OF PAYROLL                                 | DEDUCTIONS  | \$_          | 288.43   | <u>\$</u>       | N/A    |
| 6. TOTAL NET MONTHLY T                                 | AKE HOME PAY  | \$_          | 2,374.23 | \$              | N/A    |
| 7. Regular income from operati                         | on of business or profession or farm (Attach detailed stateme   | ent) \$      | 0.00     | \$              | N/A    |
| 8. Income from real property                           | •   | \$           | 0.00     | \$              | N/A    |
| 9. Interest and dividends                              |   | \$           | 0.00     | \$              | N/A    |
| 10. Alimony, maintenance or su dependents listed above | upport payments payable to the debtor for the debtor's use or t | that of \$   | 0.00     | \$              | N/A    |
| 11. Social security or governme                        | ent assistance  |              | _        |                 |        |
| (Specify):   |   | \$           | 0.00     | \$ <u></u>      | N/A    |
|  |   | _ \$         | 0.00     | \$ <u> </u>     | N/A    |
| 12. Pension or retirement incom                        | me  | \$           | 0.00     | \$              | N/A    |
| 13. Other monthly income                               |   | Φ.           | 0.00     | ф               | NI/A   |
| (Specify):   |   | - \$_        | 0.00     | \$_             | N/A    |
|  |   | _ \$_        | 0.00     | \$ <u></u>      | N/A    |
| 14. SUBTOTAL OF LINES 7 T                              | THROUGH 13  | \$_          | 0.00     | \$              | N/A    |
| 15. AVERAGE MONTHLY IN                                 | ICOME (Add amounts shown on lines 6 and 14)                     | \$           | 2,374.23 | \$_             | N/A    |
| 16. COMBINED AVERAGE M                                 | MONTHLY INCOME: (Combine column totals from line 15)            |              | \$       | 2,374           | .23    |

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

| Case 08-20466                  | Doc 1 | Filed 08/05/08 | Entered 08/05/08 18:48:11 | Desc Main |
|--------------------------------|-------|----------------|---------------------------|-----------|
| 36I (Official Form 6I) (12/07) |       | Document       | Page 20 of 24             |           |

| Bol (Official Form 61) (12/07) |  |  |  |
|--------------------------------|--|--|--|
|                                |  |  |  |
|                                |  |  |  |

In re Carlos G. Garcia

Case No. \_\_\_\_\_
Debtor(s)

# $\underline{\textbf{SCHEDULE I-CURRENT INCOME OF INDIVIDUAL DEBTOR(S)}}$

# **Attachment for Additional Employment Information**

| Debtor              |                                   |
|---------------------|-----------------------------------|
| Occupation          | Membership Services               |
| Name of Employer    | Young Men's Christian Association |
| How long employed   | 2 Years                           |
| Address of Employer | 50 N. McLean Blvd                 |
|                     | Elgin, IL 60123                   |

Entered 08/05/08 18:48:11 Desc Main Case 08-20466 Doc 1 Filed 08/05/08 Document Page 21 of 24

B6J (Official Form 6J) (12/07)

| In re | e Carlos G. Garcia |           | Case No. |  |
|-------|--------------------|-----------|----------|--|
|       |                    | Debtor(s) |          |  |

## SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time

| case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to expenses calculated on this form may differ from the deductions from income allowed on |   |
|--|---|
| ☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate hou expenditures labeled "Spouse."  | sehold. Complete a separate schedule of |
| 1. Rent or home mortgage payment (include lot rented for mobile home)  | \$1,496.00                              |
| a. Are real estate taxes included? Yes X No  |   |
| b. Is property insurance included? Yes X No  |   |
| 2. Utilities: a. Electricity and heating fuel  | \$ <u>145.00</u>                        |
| b. Water and sewer   | \$ 36.00                                |
| c. Telephone   | \$ 110.00                               |
| d. Other Garbage   | \$ 24.00                                |
| 3. Home maintenance (repairs and upkeep)   | \$ 50.00                                |
| 4. Food  | \$ 350.00                               |
| 5. Clothing  | \$ 50.00                                |
| 6. Laundry and dry cleaning  | \$ 55.00                                |
| 7. Medical and dental expenses   | \$ 230.00<br>\$ 325.00                  |
| 8. Transportation (not including car payments)   | ·                                       |
| <ol> <li>Recreation, clubs and entertainment, newspapers, magazines, etc.</li> <li>Charitable contributions</li> </ol>   | \$ 25.00<br>\$ 25.00                    |
|  | \$                                      |
| 11. Insurance (not deducted from wages or included in home mortgage payments)  a. Homeowner's or renter's  | \$ 0.00                                 |
| a. Homeowner's or renter's<br>b. Life  | \$ 0.00<br>\$ 0.00                      |
| c. Health  | \$ 0.00<br>\$ 0.00                      |
|  | \$ <u>0.00</u><br>\$ <b>64.00</b>       |
| d. Auto<br>e. Other  | \$ 0.00                                 |
| 12. Taxes (not deducted from wages or included in home mortgage payments)  | φ                                       |
|  | \$ 0.00                                 |
| (Specify)  |   |
| 13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be inc   | riuded in the                           |
| plan)<br>a. Auto   | \$ 0.00                                 |
|  | \$ 0.00                                 |
| b. Other<br>c. Other   | \$ 0.00<br>\$                           |
|  | <del></del>                             |
| <ul><li>14. Alimony, maintenance, and support paid to others</li><li>15. Payments for support of additional dependents not living at your home</li></ul>                         | \$ 0.00<br>\$ 0.00                      |
| 16. Regular expenses from operation of business, profession, or farm (attach detailed stat   |   |
| 17 Other   | . —                                     |
| Other  | \$ 0.00<br>\$ 0.00                      |
| Other  |   |
| 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of S  | Schedules \$ <b>2,985.00</b>            |
| and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)   | Ψ                                       |
| 19. Describe any increase or decrease in expenditures reasonably anticipated to occur wit  | hin the year                            |
| following the filing of this document:   | · · · <b>)</b>                          |
|  |   |
| 20. STATEMENT OF MONTHLY NET INCOME  |   |
| a. Average monthly income from Line 15 of Schedule I   | \$ 2,374.23                             |
| b. Average monthly expenses from Line 18 above   | \$ 2,985.00                             |
| c. Monthly net income (a. minus b.)  | \$ -610.77                              |
|  | <u> </u>                                |

Case 08-20466 Doc 1 Filed 08/05/08 Entered 08/05/08 18:48:11 Desc Main Document Page 22 of 24

B6 Declaration (Official Form 6 - Declaration). (12/07)

## **United States Bankruptcy Court** Northern District of Illinois

| In re                                     | Carlos G. Garcia   |           |  | Case No. |   |  |  |  |  |
|---|--|-----------|--|----------|---|--|--|--|--|
|   |  |           | Debtor(s)                                    | Chapter  | 7 |  |  |  |  |
|   |  |           |  |          |   |  |  |  |  |
|   |  |           |  |          |   |  |  |  |  |
| DECLARATION CONCERNING DEBTOR'S SCHEDULES |  |           |  |          |   |  |  |  |  |
|   | DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR  |           |  |          |   |  |  |  |  |
|   | I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of |           |  |          |   |  |  |  |  |
| Date _                                    | July 24, 2008  | Signature | /s/ Carlos G. Garcia Carlos G. Garcia Debtor |          |   |  |  |  |  |

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Cambridge Lakes Community Assoc. c/o Foster Premier, Inc. 750 W. Lake Cook Road, #190 Buffalo Grove, IL 60089

Cambridge Lakes Townhome HOA #2 c/o Foster Premier, Inc. 750 W. Lake Cook Road, #190 Buffalo Grove, IL 60089

Capital One Bank P.O. Box 5155 Norcross, GA 30091

Care Credit GE Money Bank P.O. Box 981127 El Paso, TX 79998-1127

Chase Card Member Service P.O. Box 15153 Wilmington, DE 19886-5153

Chase Card Member Services P.O. Box 15153 Wilmington, DE 19886-5153

Discover Card P.O. BOX 30395 Salt Lake City, UT 84130-0395

Emma Garcia 12 Joslyn Dr. Elgin, IL 60120

Fisher and Shapiro, LLC 4201 Lake Cook Road Northbrook, IL 60062-1060

Jorge Garcia 12 Joslyn Dr. Elgin, IL 60120 Michael D. Fine 131 S. Dearborn Street, Floor 5 Chicago, IL 60603

Michael D. Fine 131 S. Dearborn Street, Floor 5 Chicago, IL 60603

OCWEN Loan Servicing, LLC P.O. Box 785057 Orlando, FL 32878-5057

Ocwen Loan Servicing, LLC P.O. Box 785056 Orlando, FL 32878-5056

Sears Gold MasterCard Attention: Bankruptcy P.O. Box 6275 Sioux Falls, SD 57117